IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

TUESDAY, THE 16TH OCTOBER 2007 / 24TH ASWINA 1929

Bail Appl..No. 6252 of 2007()

CMP.3709/2007 of J.M.F.C.-I, CHENGANNUR

[CRIME NO.484/2007 OF CHENGANNUR POLICE STATION]

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: PETITIONER/ACCUSED:

THAMPAN @ THAMPAN ABRAHAM, AGED 26 YEARS
S/O. ABRAHAM, KAITHAKKATTU VADAKKETHIL,
PANDANADU VILLAGE, CHENGANNUR.

BY ADV. SRI. K.SHAJ
SRI.B.BALRAJ
SRI.SAJJU.S

RESPONDENTS: COMPLAINANT:

STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.S.U.NAZER

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 16/10/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J.

B.A.No.6252 of 2007

Dated this the 16th day of October 2007

O R D E R

Application for regular bail. The petitioner faces allegations in a crime registered inter alia under Section 308 I.P.C. The crux of the allegations against the petitioner is that he had a quarrel with the mother of the de facto complainant. The mother of the de facto complainant was raising objections against illegal sand mining activities that were going on in the locality allegedly at the instance of the petitioner. The de facto complainant reached the scene. The petitioner allegedly assaulted the de facto complainant. He was allegedly pushed and he fell into the river. The alleged incident took place on 24/8/2007. The petitioner was arrested on 3/10/2007. He continues in custody from that date.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer and I am satisfied that regular bail can be granted to the petitioner subject to appropriate conditions.

3. In the result, this petition is allowed. The petitioner shall be released on bail on the following terms and conditions:

i) He shall execute a bond for Rs.50,000/- (Rupees fifty thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

ii) The petitioner shall make himself available for interrogation before the investigating officer between 10 a.m and 12 noon on all Mondays and Fridays, for a period of two months.

iii) During the said period of two months, the petitioner shall not enter the jurisdiction of Chengannur police station without the prior permission of the learned Magistrate except for the purpose of complying with condition No.ii) above.

(R.BASANT, JUDGE)

jsr

R.BASANT, J.

CRL.M.CNo.

ORDER

21ST DAY OF MAY2007